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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING **REJECTION OVER A PRIOR PATENT**

020.0336.US.CON

in re Application of: Bardy Application No.: 10/645,980 Filed: August 22, 2003

For: System And Method For Determining A Reference Baseline Of Pattent Information For Automated Remote Pallent Care

The owner*, <u>Cardiac Intelligence Corporation</u> of <u>100</u> percent Interest in the Instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the Instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,221,011; 6,277,072. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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		04.19x	November 22, 2004	
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11/23/2004 LUONDIM1 00000062 10645980		Patrick J.S. Inouve		
01 FC:1814	110.00 OP	Typed or printed name		
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